

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

In re:)	
)	Chapter 11
)	
CIRCUIT CITY STORES, INC.)	Case No. 08-35653- KRH
)	
Debtor)	
)	
_____)	
)	
WAYNE VF, LLC)	
AND)	
VORNADO REALTY TRUST)	
)	
Movants)	
)	
v.)	
)	
CIRCUIT CITY STORES, INC.)	
)	
Respondent)	

ORDER

This matter having been opened to the United States Bankruptcy Court for the Eastern District of Virginia by the Movants, Wayne VF, LLC and Vornado Realty Trust, to apply for Order for Relief of Stay of Proceedings under 11 U.S.C. § 362 (d)(1), and having considered this matter and for good cause having been shown:

It is on this _____ day of _____, 2009

ORDERED that the Automatic Stay of Proceedings of James Fouskey v. Circuit City Stores, Inc. in the Superior Court of New Jersey, Bergen County, Law Division under Docket No. BER-L-3271-08 be and this same is hereby terminated; and it is

FURTHER ORDERED, that Movants, Wayne VF, LLC and Vornado Realty Trust, will proceed only against the available insurance proceeds of Debtor.

ENTERED ON THE DOCKET / /

The Honorable Kevin R. Huennekens
United States Bankruptcy Judge
Eastern District of Virginia
Richmond, Virginia

Service List

Daniel F. Blanks, Esq.
Douglas M. Foley, Esq.
McGuire Woods LLP
9000 World Trade Center
101 W. Main Street
Norfolk, VA 23510

ATTORNEY FOR DEBTORS

Dion W. Hayes, Esq.
James S. Sheerin, Esq.
Sarah Beckett Boehm, Esq.
McGuire Woods LLP
One James Center
901 E. Cary Street
Richmond, VA 23219

ATTORNEY FOR DEBTORS

Gregg M. Galardi, Esq.
Skadden, Arps, Slate, Meagher & From LLP
One Rodney Square
P.O. Box 636
Wilmington, Delaware 19899-0636

ATTORNEY FOR DEBTORS

Charles L. Dickerson, Esq.
Skadden Arps, Slate, Meagher & From LLP
33 West Wacker Drive
Chicago, IL 60606

ATTORNEY FOR DEBTORS

Claudio M. Stanziola, Esq.
Monte, & Rudolph
800 The Plaza
PO Box 255
Sea Girt, New Jersey 08750

ATTORNEY FOR DEBTORS
"New Jersey Superior Court"

Robert Van Arsdale, Esq.
Assistant U.S. Trustee
Office of U.S. Trustee
600 E. Main Street, Suite 301
Richmond, VA 23219

OFFICE OF U.S. TRUSTEE

Alisa Nunno DiChiara, Esq.
LAW OFFICES OF WILLIAM R. NUNNO
45 Essex Street
Hackensack, New Jersey 07601

ATTORNEY FOR JAMES FOUSKEY

Matthew C. Simon, Esq.
Offices of John Tierney, LLC
1259 Route 46 East
Building 2, Suite 133
Parsippany, New Jersey 07054

ATTORNEY FOR INDUSTRIAPLEX

The Honorable Menelaos W. Toskos
J.S.C. Bergen County Justice Center
10 Main Street
Hackensack, NJ 07101

NEW JERSEY SUPERIOR COURT